



## MINNESOTA BOARD OF DENTISTRY

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### **POLICY COMMITTEE MEETING MINUTES** **Board of Dentistry, 4th Floor Conference Room A** **February 10, 2016, 5:00 p.m.**

#### **Call to Order**

Neal Benjamin, DDS, Chair, called the meeting to order at 5:05 p.m.

#### **Committee Members Present**

Neal Benjamin, DDS, Chair  
Jake Manahan, JD  
Paul Walker, DDS

#### **Board Staff Present**

Joyce Nelson, Interim Executive Director

#### **Committee Member Absent:**

Douglas Wolff, DDS

#### **Others in Attendance: (per sign-in sheet):**

Dick Diercks, Park Dental; John Gulon, DDS, Park Dental; David Linde, DDS, MDA, Mark Malterud, DDS, MDA; Susan Block, DDS, MDA; David Resch, DDS, MDA; Todd Thierer, DDS, U of M SOD; Carmelo Cinqueonce MDA; Gary Pickard, Pacific Dental Services; Jason Engelhart, JD, Stinson & Leonard Street; Randy Gullickson, JD, Anthony Ostlund; James Clark, Messerli & Kramer;; David Aafedt, Winthrop & Weinstine, Jeanne Anderson, DH, MDHEA; Judith Gunderon, DH, DHS; Susan Thaemert, LDA; MEDA, Bridgett Anderson, LDA, MDA; Candy Hazen, DH, MNDHA

#### **Review and Approval of Minutes from January 11, 2016**

Review of the January 11, 2016 meeting minutes. Approved as amended

**MOTION: Jake Manahan**

**SECOND: Neal Benjamin**

**IN FAVOR: Unanimous**

**RESULT: Motion carried**

#### **Interim Committee Assignment :**

Dr. Benjamin announced that he had invited Dr. Walker to sit in on tonight's meeting as an interim member. He felt that based on the topics the Committee was planning to discuss, that both the Committee and the public could benefit from his input.

#### **Infection Control Update:**

Mr. Manahan reminded the public that the Board adopted the IC task force's resolution at their January 15, 2016 meeting. At the request of Dr. Benjamin, he has provided an outline of a timeline for the resolution to put in place, although the dates are arbitrary and subject to changes and input from the Board staff, to ensure the logistics.

Dr. Benjamin wanted to have the Committee provide at the April Board meeting a defined timeline and perhaps by the July Board meeting have a well-defined document in place. He stated that the purpose was to show the legislature, profession and public that the Board is taking this issue seriously and continue to move toward identifying the need to find out if infection control inspections should be mandated.

**Silver Diamine Fluoride:**

Ms. Gundersen provided the Committee with a document identifying this material and providing a recommendation for the BOD to provide clarification that the application of SDF is within the scope of practice of all allied professional.

The application of topical fluoride is now allowable by LDA's/DH's. The level of supervision is defined as indirect for an LDA and general supervision for a DH.

Dr. Benjamin brought forward 3 points for discussion:

- That if the intent of SDF was to arrest caries, that there be a diagnosis and documentation.
- That the level of decay be indicated.
- That there be monitoring, documentation, and referral if necessary.

Dr. Benjamin stated that this product is actively used for the arresting of active decay. However, if the intent is the arrest of decay, that needs to be properly diagnosed by a dentist and be part of the record. This would occur in the patient's progress notes and would reflect the intent of use for the "interim arresting" of decay, following with the monitoring of the decay.". If in monitoring the patient something was to change, then a referral should be made for proper treatment. This would occur in the patient's notes and would reflect the intent.

Dr. Thierer stated that the FDA approved this prescription for desensitizing agent. However, since that doesn't include arresting decay, to use it with that intent, would be using it off label.

Mr. Manahan stated that our Rules are broad and we don't want when a new product comes on the market, to keep coming back to the Committee to address its use.

Jeanne Anderson stated that the Board doesn't regulate products. She stated that currently SDF is being used instead of fluoride varnish for high risk patients, before placement of ITR, and also suspect caries. Dental Hygienists when using SDF, are sure to give informed consent to parents regarding the staining the product causes. She stated that the Dental Hygienists she works with use this product selectively on their pediatric patients. She believes this product can really change community health.

There was also acknowledgment of this product being used as well with older adults with root exposure, xerostomia, high risk adults, and people who don't have access to care.

Ms. Gunderson acknowledged that the application of SDF is truly interim, does not replace form or function. It shouldn't be suggested that this is the definitive treatment of caries.

1 Mr. Cinqueonce asked Dr. Benjamin if he was withdrawing his 3 provisions.

2  
3 Dr. Benjamin stated that the 3 points were strictly for the purpose of discussion.

4  
5 Dr. Benjamin asked if the Board could provide this information in the Board's website and  
6 newsletter. Ms. Gunderson and Ms. Anderson both agreed to work with him on creating an  
7 article for the newsletter and the Committee agreed to post that same information on the Board's  
8 website under the FAQ's.

9  
10 Mr. Manahan made a motion that the Board should provide this information communicate to the  
11 profession that our allied staff is allowed to apply this under our current rules. However, make it  
12 clear that it is intended for interim, not definitive.

13  
14 **MOTION: Jake Manahan SECOND: Neal Benjamin**  
15 **IN FAVOR: Unanimous RESULT: Motion carried**

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18  
19 **PMP Action Alert Letter:**

20 Bridgett Anderson sent a letter to inform and request that a communication be sent from Dr.  
21 Sperling to all dental licensees, regarding urging all licensed dentists who prescribe, to sign up  
22 for the PMP program.

23  
24 Jake stated he did not wish for anyone other than the Board president to sign the document, and  
25 Ms. Anderson stated she had revised the document to reflect only Dr. Sperling's signature.

26  
27 The Committee agreed to support the distribution of this letter via the Board's e-mail system, to  
28 all licensed dentists.

29  
30 **DSO discussion:**

31 Mr. Manahan made a statement that the Committee has not had a chance to meet with the AGO.

32  
33 Dr. Goulon wished to clarify a statement that Mr. Pickard indicated in his memo regarding anti-  
34 trust suggestions against Aspen Dental and restriction of competition. These comments of Mr.  
35 Pickard's were included in a memo that was allowed as an addendum to the Committee's  
36 December 28, 2016 minutes.

37  
38 Mr. Gullickson likewise wished to submit a clarification to the December 28, 2015 meeting  
39 minutes.

40  
41 The Committee agreed in the interest of fairness, to allow these final additions to be allowed as  
42 part of the permanent record, to the Committee's approved minutes from the December 28, 2016  
43 meeting minutes.

**Future Meetigs:**

March 9, 2016

**Adjourn**

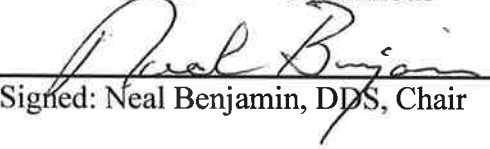
*Motion made to adjourn at 6:58 p.m.*

**MOTION: Neal Benjamin**

**SECOND: Jake Manahan**

**VOTE: Unanimous**

**RESULT: Motion carried**

  
Signed: Neal Benjamin, DDS, Chair

Date

3-11-2016